

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHARLES R. SWENNEY,

Defendant.

Case No. 21-cr-40027-SMY

ORDER

YANDLE, District Judge:

Defendant Charles R. Swenney was sentenced on September 20, 2022, to 120 months imprisonment for attempted enticement of a minor (Doc. 68). Now before the Court is Swenney's Motion for Leave to Appeal *in Forma Pauperis* ("IFP") (Doc. 73).

A motion for leave to appeal IFP in a criminal case is governed by the Criminal Justice Act, 18 U.S.C. § 3006A. The only inquiry that is relevant is a defendant's financial ability to retain counsel. *United States v. Dunham*, 922 F.3d 847 (7th Cir. 2019) (Wood, C.J., in chambers). Swenney has provided necessary details regarding his financial condition, from which the Court finds that he is indigent and unable to retain counsel (Docs. 8, 73-1). Accordingly, his Motion for Leave to Proceed on Appeal IFP is **GRANTED**.

IT IS SO ORDERED.

DATED: October 18, 2022



STACI M. YANDLE
United States District Judge